



February 18, 2005

SENATE BILL No. 467

DIGEST OF SB 467 (Updated February 16, 2005 4:37 pm - DI 110)

Citations Affected: IC 9-18; noncode.

Synopsis: Personalized license plates. Specifies procedure for imposing restrictions on the issuance of a personalized license plate. Provides that if a person who has been issued a personalized license plate dies during the plate cycle, the personalized license plate must be made available to another eligible person who meets certain requirements. Requires the bureau of motor vehicles to issue personalized license plates for 2006 and 2007 in certain circumstances. Repeals and relocates a provision concerning renewal of personalized license plates.

Effective: July 1, 2005.

Miller, Dillon

January 18, 2005, read first time and referred to Committee on Rules and Legislative Procedure.

February 10, 2005, pursuant to Senate Rule 65(b), reassigned to Committee on Commerce and Transportation.

February 17, 2005, amended, reported favorably — Do Pass.

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SB 467—LS 7807/DI 96+



February 18, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE BILL No. 467

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-18-15-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) If a person who
3 has been issued a personalized license plate ~~renews the registration; the~~
4 ~~person's combination of numerals and letters is not available to another~~
5 ~~person until the following registration period:~~

6 (b) If a person does not ~~renew~~ **file a new application for a**
7 personalized license plate by October 31 of the year ~~before the year a~~
8 ~~new personalized license plate is to be issued; a plate cycle set forth~~
9 ~~in IC 9-18-2-47 ends,~~ the combination of letters ~~and or numerals;~~
10 **numbers, or both,** that was issued becomes available upon the
11 application of a person qualifying under this chapter.

12 (b) A renewal of the registration of a vehicle for which a
13 personalized license plate is requested must be completed by
14 October 31 of the year before issuance of the personalized license
15 plate or other indicia of registration as set forth in IC 9-18-2-8.

16 (c) Except as provided in subsection (d), when a personalized
17 license plate has been issued during a plate cycle, the same

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personalized license plate:

(1) may not be issued to a person if the person does not renew the registration of the personalized license plate; and

(2) is not available to another person;

subject to subsection (a), until the following plate cycle.

(d) If a person who has been issued a personalized license plate dies during the plate cycle set forth in IC 9-18-2-47, the same personalized license plate must be made available to another eligible person who files an application for the personalized license plate by October 31 of the year before the issuance of the personalized license plate or other indicia of registration as set forth in IC 9-18-2-8.

SECTION 2. IC 9-18-15-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. If a person who has:

(1) registered a vehicle; and

(2) been issued a personalized license plate for the vehicle;

releases ownership of the registered vehicle without transferring the registration to another vehicle, the combination of ~~numerals~~ numbers and or letters, or both, does not become available until the following registration year: plate cycle as set forth in IC 9-18-2-47.

SECTION 3. IC 9-18-15-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) In addition to the applicable excise tax imposed under IC 6-6-5, the regular registration fees, and any additional fee required to receive a special recognition license plate described in section 1(b) of this chapter, a person applying for or renewing the registration of a personalized license plate shall pay a personalized license plate fee and contribution upon an original application or registration renewal, as provided in ~~section 5~~ of this chapter.

(b) Each license branch shall collect the personalized license plate fee and contribution at the time of application or registration renewal for the personalized license plate.

(c) Upon the payment of the required fee, contribution, and service charges for an original application or renewal of a personalized license plate, the bureau shall issue a receipt designating and acknowledging a state fee, a political contribution, and the service charge under IC 9-29.

(d) The payment of regular registration fees and excise tax, if applicable, may be deferred until the time that the personalized license plate is delivered to the person who applied for the plate.

(e) A license branch shall collect the service charge prescribed under IC 9-29 for each initial or renewal application for a personalized

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license plate as a reservation and special processing fee.

SECTION 4. IC 9-18-15-5 IS REPEALED [EFFECTIVE JULY 1, 2005].

SECTION 5. [EFFECTIVE JULY 1, 2005] (a) As used in this SECTION, "bureau" refers to the bureau of motor vehicles established by IC 9-14-1-1.

(b) As used in this SECTION, "personalized license plate" has the meaning set forth in IC 9-13-2-125.

(c) The bureau shall determine the persons who were:

- (1) issued a personalized license plate for 2003; and
- (2) not issued the same personalized license plate for the same vehicle for 2004 or 2005.

(d) Before September 1, 2005, the bureau shall:

- (1) contact the persons identified in subsection (c); and
- (2) inquire if those persons desire the same personalized license plate for the same vehicle for 2006 as was issued for 2003.

(e) Notwithstanding IC 9-18-15-6(c), as added by this act, a person in the category determined under subsection (c) is entitled to:

- (1) renew the registration of the vehicle; and
- (2) be issued the same personalized license plate for the vehicle for 2006 as was issued for 2003;

if the person completes the renewal of the registration by October 31, 2005.

(f) A vehicle registered as authorized by this SECTION is subject to the annual registration fee and to any other:

- (1) fee;
- (2) contribution;
- (3) service charge; or
- (4) excise tax;

required of a person registering a vehicle in accordance with IC 9-18-15-10, as amended by this act.

(g) A person who has been issued a personalized license plate under subsection (e) must comply with IC 9-18-15-6(b), as added by this act, to be issued the same personalized license plate for 2007.

(h) This SECTION expires January 1, 2008.

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REPORT OF THE PRESIDENT
PRO TEMPORE

Madam President: Pursuant to Senate Rule 65(b), I hereby report that Senate Bill 467, currently assigned to the Committee on Rules and Legislative Procedure, be reassigned to the Committee on Commerce and Transportation.

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COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Transportation, to which was referred Senate Bill No. 467, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 16, delete "When" and insert **"Except as provided in subsection (d), when"**.

Page 2, between lines 4 and 5, begin a new paragraph and insert:

"(d) If a person who has been issued a personalized license plate dies during the plate cycle set forth in IC 9-18-2-47, the same personalized license plate must be made available to another eligible person who files an application for the personalized license plate by October 31 of the year before the issuance of the personalized license plate or other indicia of registration as set forth in IC 9-18-2-8."

and when so amended that said bill do pass.

(Reference is to SB 467 as introduced.)

SERVER, Chairperson

Committee Vote: Yeas 10, Nays 0.

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